Application No.: 10/582,775

Art Unit: 3651

Amendment Under 37 C.F.R. §1.111

Attorney Docket No.: 062552

## AMENDMENTS TO THE CLAIMS

This listing of claims replaces all prior versions of claims in the application.

1. (Currently Amended): A device for isolating cigarettes from a quantity of cigarettes located in a shaft, comprising:

a pivotal flap at the outlet of the shaft for releasing one cigarette that is to be isolated[[,]]; and [[comprising]]

a retaining element for holding back the remaining cigarettes in the shaft which is disposed above the flap in the direction of movement of the cigarettes whereby the retaining element is a resilient thrust piece[[.]].

wherein [[-]] the flap and the retaining element are parts of a pivotal element,

- [[-]] wherein during a rotary movement of the pivotal element, the flap releases one cigarette, and the retaining element enters [[the]] an outlet track of the shaft for the purposes of holding back further cigarettes, and
- [[-]] wherein following reverse rotation of the pivotal element, the flap is located transversely in the shaft and holds back the cigarettes, whilst the retaining element is located outside the shaft.
- 2. (Currently Amended): The device of claim 1, wherein the resilient thrust piece clamps [[the]] a succeeding cigarette in the outlet track.
- 3. (Currently Amended): The device of claim 1, [[wherein]] <u>further comprising</u> a container [[is]] in the form of a cassette in which the cigarettes are arranged one above the other in [[a]] <u>the</u> shaft.
- 4. (Previously presented): The device of claim 1, wherein the cigarettes that are to be isolated are test specimens for subsequent measuring processes.

## 5.-7. (Cancelled).